IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO. 4076 OF 2002

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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Mr. P.C. Kansara with Rutuja Ambekar for the petitioner.

Mr. C.G. Gavnekar for the Respondent No.2.

Ms. M.P. Thakur for Respondent Nos. 1 & 3.

CORAM: H.L. GOKHALE &
J.H. BHATIA, JJ.

DATED: 6TH JUNE, 2006

P.C.:

1. Heard Mr. Kansara in support of this petition. Mr. Gavnekar for the respondent No.2.

2. The petitioner is working as a Agricultural Officer in the Raigad Zilla Parishad. He claims to have stagnated after 12 years of service and is seeking a promotion on the basis of the earlier Govt. Resolution dated 28.5.1999. The respondents have followed the subsequent Govt. Resolution dated 3.8.2001 which grants a higher pay scale in such a situation instead of a promotion.

Mr. Gavnekar points out that, as per the schedule annexed to the Govt. Resolution dated 3.8.2001, the upper scale to the present scale is given to the petitioner. The earstwhile scale of the petitioner as well as the upper scale are now merged into the scale of Rs.6500-10500. This is as per the 5th Pay Commission and that is what the petitioner is being given. The petitioner is also entitled for and is given special pay of Rs.400/-. In view of this position, there is no substance in the petition. Hence the petition stands dismissed.

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(H. L. Gokhale, J.)

(J. H. Bhatia, J.)